

## UNITED STATES DISTRICT COURT

## DISTRICT OF NEVADA

\* \* \*

CHANSE CAMPBELL,

Plaintiff,

v.

JACQUELINE M. BLUTH, et al.,

Defendants.

Case No. 2:21-cv-01499-RFB-EJY

**ORDER**

On August 11, 2021, Plaintiff filed an incomplete *in forma pauperis* application along with a Complaint. ECF Nos. 1, 1-1. On September 3, 2021, the Court issued an Order advising Plaintiff that his application to proceed *in forma pauperis* was incomplete and directing Plaintiff to file a complete *in forma pauperis* application or pay the full \$402 filing fee for a civil action no later than November 3, 2021. ECF No. 3. Plaintiff filed a second *in forma pauperis* application on September 17, 2021 together with a Supplement consisting of “6 supporting documents.” ECF Nos. 4, 5. Unfortunately, neither Plaintiff’s second *in forma pauperis* application nor his supplemental document include an inmate account statement, which is required under 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2.

Because Plaintiff’s *in forma pauperis* application (ECF No. 4) is incomplete, Plaintiff may not proceed with *in forma pauperis* status and his Complaint is not screened. The Court advises Plaintiff that a financial certificate and an inmate account statement are not the same thing. Documentation concerning a financial certificate is not documentation about an inmate’s account statement.

Plaintiff shall have up to and including **November 3, 2021** to file a fully complete application to proceed *in forma pauperis* containing all three of the required documents or, alternatively, the first three pages of the application to proceed *in forma pauperis* and a declaration detailing the efforts he took to acquire his inmate account statement from prison officials. Absent unusual circumstances, the Court will not grant any further extensions of time.

1 If Plaintiff does not file a fully complete application to proceed *in forma pauperis* with all  
 2 three required documents on or before **November 3, 2021**, the Court will recommend dismissal of  
 3 this case without prejudice for Plaintiff to file a new case with the Court when Plaintiff is able to  
 4 acquire all three of the documents needed to file a fully complete application to proceed *in forma*  
 5 *pauperis* or he is able to pay the filing fee.

6 Accordingly, IT IS HEREBY ORDERED that Plaintiff's application to proceed *in forma*  
 7 *pauperis* (ECF No. 4) is DENIED without prejudice. Plaintiff may file a new fully complete  
 8 application to proceed *in forma pauperis* with all three documents by **November 3, 2021**.

9 IT IS FURTHER ORDERED that the Clerk of the Court shall send Plaintiff the approved  
 10 form application to proceed *in forma pauperis* by an inmate, as well as the document entitled  
 11 information and instructions for filing an *in forma pauperis* application.

12 IT IS FURTHER ORDERED that on or before **November 3, 2021**, Plaintiff shall either pay  
 13 the full \$402 filing fee for a civil action or file the following with the Court:

14 (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, on this Court's  
 15 approved form (i.e. pages 1 through 3 with the individual's two signatures on page 3);

16 (2) a **Financial Certificate** properly signed by both Plaintiff and a facility official (i.e. page  
 17 4 of this Court's approved form); and,

18 (3) a copy of **Plaintiff's prison or jail trust fund account statement for the previous six-**  
 19 **month period**. If Plaintiff has not been at the facility a full six-month period, Plaintiff must  
 20 still submit an inmate account statement for the dates he has been present at the facility.

21 IT IS FURTHER ORDERED that, if Plaintiff does not file a complete application to proceed  
 22 *in forma pauperis* with all three documents or pay the \$402 filing fee for a civil action on or before  
 23 **November 3, 2021**, the Court will recommend dismissal of this action **without prejudice** for  
 24 Plaintiff to refile the case with the Court, under a new case number, when Plaintiff has all three  
 25 documents needed to file a complete application to proceed *in forma pauperis*.

26 Dated this 23rd day of September, 2021.

27   
 28 ELAYNA J. YOUCHAK  
 UNITED STATES MAGISTRATE JUDGE